

FORM PTÓ-1390 (Modified) (REV 11-98)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE	
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		ATTORNEY'S DOCKET NUMBER 82223-202	
INTERNATIONAL APPLICATION NO. PCT/CA99/00735		INTERNATIONAL FILING DATE 4 August 1999	
U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 097762232		PRIORITY DATE CLAIMED 5 August 1998	
TITLE OF INVENTION Topical Lotion Containing Oatstraw			
APPLICANT(S) FOR DO/EO/US Lorraine Mignault			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
1. <input checked="" type="checkbox"/>	This is a FIRST submission of items concerning a filing under 35 U.S.C. 371.		
2. <input type="checkbox"/>	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.		
3. <input type="checkbox"/>	This is an express request to begin national examination procedures (35 U.S.C. 371(l)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(l).		
4. <input checked="" type="checkbox"/>	A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.		
5. <input checked="" type="checkbox"/>	A copy of the International Application as filed (35 U.S.C. 371 (c) (2))		
6. <input type="checkbox"/>	a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau).		
7. <input type="checkbox"/>	b. <input checked="" type="checkbox"/> has been transmitted by the International Bureau.		
8. <input type="checkbox"/>	c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).		
9. <input type="checkbox"/>	d. A translation of the International Application into English (35 U.S.C. 371(c)(2)).		
10. <input type="checkbox"/>	e. A copy of the International Search Report (PCT/ISA/210).		
11. <input type="checkbox"/>	f. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3))		
12. <input type="checkbox"/>	a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau).		
13. <input type="checkbox"/>	b. <input type="checkbox"/> have been transmitted by the International Bureau.		
14. <input type="checkbox"/>	c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.		
15. <input type="checkbox"/>	d. <input type="checkbox"/> have not been made and will not be made.		
16. <input type="checkbox"/>	e. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).		
17. <input checked="" type="checkbox"/>	f. An oath or declaration of the inventor(s) (35 U.S.C. 371 (c)(4)).		
18. <input type="checkbox"/>	g. A copy of the International Preliminary Examination Report (PCT/IPEA/409).		
19. <input type="checkbox"/>	h. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371 (c)(5)).		
Items 13 to 20 below concern document(s) or information included:			
13. <input type="checkbox"/>	An Information Disclosure Statement under 37 CFR 1.97 and 1.98.		
14. <input type="checkbox"/>	An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.		
15. <input checked="" type="checkbox"/>	A FIRST preliminary amendment.		
16. <input type="checkbox"/>	A SECOND or SUBSEQUENT preliminary amendment.		
17. <input type="checkbox"/>	A substitute specification.		
18. <input type="checkbox"/>	A change of power of attorney and/or address letter.		
19. <input type="checkbox"/>	Certificate of Mailing by Express Mail		
20. <input type="checkbox"/>	Other items or information:		
<div style="border: 1px solid black; height: 100px; width: 100%;"></div>			

U.S. APPLICATION NO. (IF KNOWN, SEE 37 CFR 09/1762232	INTERNATIONAL APPLICATION NO. PCT/CA99/00735	ATTORNEY'S DOCKET NUMBER 82223-202
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21. The following fees are submitted:

BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5) :

<input type="checkbox"/> Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2) paid to USPTO and International Search Report not prepared by the EPO or JPO	\$1,000.00
<input checked="" type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO	\$860.00
<input type="checkbox"/> International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO	\$710.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4)	\$690.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)	\$100.00

CALCULATIONS PTO USE ONLY**ENTER APPROPRIATE BASIC FEE AMOUNT =****\$860.00**Surcharge of **\$130.00** for furnishing the oath or declaration later than
months from the earliest claimed priority date (37 CFR 1.492 (e)). 20 30**\$0.00**

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE				
Total claims	22 - 20 =	2	x \$18.00 \$36.00				
Independent claims	6 - 3 =	3	x \$80.00 \$240.00				
Multiple Dependent Claims (check if applicable).							
TOTAL OF ABOVE CALCULATIONS = \$1,136.00							
Reduction of 1/2 for filing by small entity, if applicable. Verified Small Entity Statement must also be filed (Note 37 CFR 1.9, 1.27, 1.28) (check if applicable). <input checked="" type="checkbox"/> \$568.00							
SUBTOTAL = \$568.00							
Processing fee of \$130.00 for furnishing the English translation later than months from the earliest claimed priority date (37 CFR 1.492 (f)). <input type="checkbox"/> 20 <input type="checkbox"/> 30 + \$0.00							
TOTAL NATIONAL FEE = \$568.00							
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31) (check if applicable). <input type="checkbox"/> \$0.00							
TOTAL FEES ENCLOSED = \$568.00							
<table border="1" style="width: 100%;"> <tr> <td style="width: 50%;">Amount to be: refunded</td> <td style="width: 50%; text-align: right;">\$</td> </tr> <tr> <td>charged</td> <td style="text-align: right;">\$</td> </tr> </table>				Amount to be: refunded	\$	charged	\$
Amount to be: refunded	\$						
charged	\$						

A check in the amount of **\$550.00** to cover the above fees is enclosed.

Please charge my Deposit Account No. **01-0310** in the amount of **\$550.00** to cover the above fees. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. **01-0310** A duplicate copy of this sheet is enclosed.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

Ade & Company
1700-360 Main Street
Winnipeg Manitoba
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SIGNATURE

Michael R. Williams

NAME

45,333

REGISTRATION NUMBER

February 1, 2001

DATE

09/762232

JC05 Rec'd PCT/PTO 05 FEB 2001

ATTORNEY DOCKET NO: 82223-202

APPLICANT Lorraine Mignault
SERIAL NO: PCT/CA99/00735
FILED August 4, 1999
FOR Topical Lotion Containing Oatstraw

Commissioner of Patents
Washington, D.C., 20231
U.S.A.

Dear Sir:

VOLUNTARY AMENDMENT

Please cancel claims 12, 13, 14, 15 and 16.

Respectfully submitted

Lorraine Mignault

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09/762232-020504

09/762232
PTO/PCT Rec'd 05 FEB 2001**LOTION**

The present invention relates generally to the field of skin care and therapeutic lotions.

BACKGROUND OF THE INVENTION

At present, there is a trend in society away from chemical or synthetic pain relievers due to growing concerns about side-effects, long-term effects and dependency. However, individuals continue to experience the aches and pains associated with daily life, such as, scrapes, cuts, muscle pulls, spasms and sprains. Furthermore, there are also many individuals who suffer from pain, swelling and/or inflammation caused by conditions such as psoriasis, shingles, boils, cold sores, burns, sunburns, menstrual bloating, menstrual cramps, foot pain, acne, eczema, rosacea, dermatitis, insect bites, cancer treatments and arthritis, to name a few. Clearly, a lotion composed of natural ingredients that could be used to treat all of these ailments is needed.

SUMMARY OF THE INVENTION

According to a first aspect of the invention, there is provided a topical lotion for relieving pain, swelling or inflammation comprising:

the active ingredient consisting of oatstraw extract; and
water,

characterized in that the oatstraw extract is prepared by steeping oatstraw in water.

The topical lotion may consist essentially of:

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at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%.

Alternatively, the topical lotion may consist essentially of:

0.1% lavender oil;
25% vegetable glycerine;
and q.s. to 100% filtered oatstraw extract in filtered and magnetized
water.

According to a second aspect of the invention, there is provided a method of treating pain, swelling, itching or inflammation comprising:

providing a topical lotion the lotion consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,

the sum of these three components being 100%; and
applying the lotion topologically to inflamed, painful or swollen areas.

The pain, swelling, itching or inflammation may be caused by a condition selected from one of the following: psoriasis; leprosy; skin poisoning from plants, shingles; measles; chicken pox; boils; cold sores; colds and flu; sinus congestion; sun damage; burns; sunburns; menstrual bloating; menstrual cramps; foot pain; acne; eczema; rosacea; dermatitis; insect bites; parasitic infections; herniated discs; back and/or leg spasms; sore or damaged muscles, ligaments and tendons; bruising; varicose veins; fibromyalgia; multiple sclerosis; cancer

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treatments; internal organ injuries; brain and nerve surgery; and arthritis.

According to a third aspect of the invention, there is provided a method of preventing hair loss comprising:

providing a topical lotion the lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the topical lotion to the scalp of an individual, thereby stopping hair loss.

According to a fourth aspect of the invention, there is provided a method of promoting hair growth comprising:

providing a topical lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the topical lotion to the scalp of an individual, thereby promoting hair growth.

According to a fifth aspect of the invention, there is provided a method of relieving headache pain comprising:

providing a topical lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

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0.1-0.2% lavender oil,
the sum of these three components being 100%; and
applying the lotion topologically to the forehead and neck of the
individual, thereby relieving headache pain.

According to a sixth aspect of the invention, there is provided a facial
cleanser comprising:

a lotion consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
a suitable carrier.

According to a seventh aspect of the invention, there is provided a
cosmetic composition comprising:

a lotion consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
a suitable carrier.

According to a eighth aspect of the invention, there is provided a
method of inducing a deeper sleep in an individual comprising:

providing a topical lotion consisting essentially of:
at least 50% oatstraw extract;

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at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
applying the lotion topologically to the soles of the feet of the
individual.

According to an ninth aspect of the invention, there is provided a
laundry additive comprising:

a mixture consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
a suitable carrier.

According to a tenth aspect of the invention, there is provided a hair
or body product comprising:

a mixture consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
a suitable carrier.

According to a eleventh aspect of the invention, there is provided a
process for preparing a topical lotion comprising:

providing a quantity of oatstraw;

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providing heated water;

placing the oatstraw in the heated water;

steeping the oatstraw in the heated water, thereby producing an oatstraw mixture;

filtering the oatstraw mixture, thereby producing an oatstraw extract;

and

mixing the oatstraw extract with glycerine and lavender oil, thereby producing a topical lotion.

The topical lotion may consist essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%.

DETAILED DESCRIPTION

The present invention is described in detail based on examples; however, the invention is not limited to the examples.

FORMULA EXAMPLE I

50-75% oatstraw concentrate;

25-50% glycerine; and

0.1-0.2% lavender oil.

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FORMULA EXAMPLE II

75% filtered oatstraw concentrate;

25% vegetable glycerine; and

0.1% lavender oil.

The oatstraw concentrate is prepared by steeping 5 grams of oatstraw in 4 cups of water (940 ml). In this embodiment, the oatstraw is consumer ready oatstraw and the water is filtered/magnetized water. It is of note that the oatstraw may be blended and concentrated first to facilitate steeping.

Specifically, the water is heated in a stainless steel container until hot and tiny bubbles have formed on the bottom of the container. The dry oatstraw is placed in a heat resistant glass container and the heated water is added to the oatstraw. The oatstraw is mixed into the water and the heat resistant glass container is covered. The mixture is then steeped for approximately 2 hours. During this time, the oatstraw mixture becomes golden yellow in colour. The oatstraw mixture is then filtered and the filtered solution is the oatstraw concentrate.

The oatstraw concentrate is then mixed with the glycerine and the lavender oil as described above. In this embodiment, the glycerine is vegetable glycerine, although other sources may also be used. The resulting mixture is then aliquoted into coloured bottles and stored until needed.

For use, a dropper may be used to remove a quantity of the mixture from a given bottle and used to dispense drops of the mixture onto the afflicted

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area. The mixture is then rubbed topologically into the afflicted area, as described below

In use, topological application of the lotion promotes healing and well-being of an injured area. As a result, the lotion has a variety of uses and applications.

For example, the lotion promotes muscle relaxation and healing. Specifically, topological application of the lotion to an injured area facilitates chiropractic adjustments, physiotherapy and massage therapy.

Furthermore, application of the lotion stops inflammation, swelling, pain and/or itching caused by insect bites as well as skin conditions such as, for example, eczema, dermatitis, psoriasis, skin poisoning from plants, shingles, chicken pox; measles; boils, cold sores, acne, rosacea and the like. In addition, the lotion may be used to treat razor burn or nicks or cuts that occur during shaving or sun damage. Furthermore, the above-described lotion also acts as a pre-bite treatment, as topical application of the lotion reduces severity of subsequent insect bites.

The lotion also provides relief from pain and inflammation resulting from burns, such as, for example, sunburns, scalds, radiation burns and mechanical burns as well as pain and inflammation caused by some cancer treatments.

Application of the lotion has also been shown to provide relief from pain and inflammation caused by other ailments, such as, for example, arthritis, herniated discs, back and/or leg spasms, foot pain, burning feet (caused by kidney disease); internal organ injuries; varicose veins; fibromyalgia; multiple sclerosis;

sinus congestion; colds and flu; parasitic infections; menstrual bloating and/or cramping as well as sore or damaged muscles, ligaments and tendons.

Application of the lotion promotes capillary repair, for example, fine blood vessels, which in turn means that the lotion can be used to dissipate discoloration caused by bruising and promote healing of bruises.

Furthermore, application of the lotion to the frontal area of the skull, the base of the skull or the neck area provides relief from headaches and tension.

As noted above, the lotion has been shown to be effective in the treatment of psoriasis. Specifically, the lotion has been shown to prevent hair loss and actually promotes hair re-growth of individuals having psoriasis of the scalp or hair loss caused by diseases such as for example German measles. Thus, in another embodiment of the invention, the lotion is applied topologically to the scalp of an individual to prevent hair loss and promote hair re-growth.

In another embodiment of the invention, the lotion is used to promote deeper, more restful sleep by applying the lotion directly to the soles of the feet of an individual, thereby effecting the receptors located on the soles of the feet and allowing the user to experience a deeper, more restful sleep. Furthermore, application of the lotion in this manner has also been shown to enhance sleep during pregnancy while also controlling nausea.

In yet another embodiment of the invention, the lotion may be combined with suitable carriers and other elements known in the art of cosmetics to produce creams and lotions suitable for use for general skin care. The lotion can be used for cleansing and toning skin, reducing cellulite, removing excess oil and/or sebum, balancing oily and dry skin patches, improving skin texture and

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smoothness, removing small facial skin bumps and skin tags, refining pore size, facilitating eye and/or lip make-up application and wearability, enhancing skin colour, evening out skin discolourations as well as using the combination as an anti-wrinkling agent.

In another embodiment of the invention, the above-described lotion is combined with carriers known in the art to produce hair and body cleaning products and the like, for example, body washes; shaving creams; shaving gels; shaving lotions; shampoos; conditioners; body lotions; moisturizing lotions; facial and wrinkle lotions; hand lotions; body creams; hand creams; facial creams; after-shave lotions; skin cleansing preparations; make-up removers; personal deodorants; suntan oil preparations; sunscreen preparations; sun block preparations; lip balms; aromatherapy products; massage gels; foot lotions; facial masques; pimple/acne preparations; facial and body firmers; pore size reducing preparations; styling lotions; and styling sprays.

In another embodiment of the invention, the lotion is combined with a suitable carrier and used to remove stains in clothing without damaging the fibres by applying the lotion directly to the stained area of the clothing. In addition, the lotion acts as a bleach by brightening white and coloured clothing. The lotion also acts as a fabric softener. Furthermore, the above-described combination rinses easily and produces a relatively low level of suds, meaning that it is very environment-friendly.

In yet another embodiment of the invention, the above-described lotion is used as a carrier for pharmaceutical compositions, thereby taking advantage of the fact that the lotion is readily absorbed by the skin.

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It is of note that the above-described lotion may also be used in applications for animal or veterinary products similar to those described above.

Thus, as described above, the above-described lotion has many applications and uses.

Since various modifications can be made in my invention as herein above described, and many apparently widely different embodiments of same made within the spirit and scope of the claims without department from such spirit and scope, it is intended that all matter contained in the accompanying specification shall be interpreted as illustrative only and not in a limiting sense.

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CLAIMS

1. A topical lotion for relieving pain, swelling or inflammation comprising:

the active ingredient consisting of oatstraw extract; and water,

characterized in that the oatstraw extract is prepared by steeping oatstraw in water.

2. The topical lotion according to claim 1 wherein the water is filtered and magnetized water.

3. The topical lotion according to claim 2 including glycerine.

4. The topical lotion according to claim 3 including lavender oil.

5. The topical lotion according to claim 4 wherein the glycerine is vegetable glycerine.

6. The topical lotion according to claim 4 wherein the topical lotion consists essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%.

7. The topical lotion according to claim 5 wherein the topical lotion consists essentially of:

0.1% lavender oil;

25% vegetable glycerine; and

q.s. to 100% filtered oatstraw extract in filtered and magnetized

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water.

8. A method of treating pain, swelling, itching or inflammation comprising:

providing a topical lotion the lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the lotion topologically to inflamed, painful or swollen areas.

9. The method according to claim 8 wherein the pain, swelling, itching or inflammation is caused by a condition selected from one of the following: psoriasis; leprosy; skin poisoning from plants, shingles; measles; chicken pox; boils; cold sores; colds and flu; sinus congestion; sun damage; burns; sunburns; menstrual bloating; menstrual cramps; foot pain; acne; eczema; rosacea; dermatitis; insect bites; parasitic infections; herniated discs; back and/or leg spasms; sore or damaged muscles, ligaments and tendons; bruising; varicose veins; fibromyalgia; multiple sclerosis; cancer treatments; internal organ injuries; brain and nerve surgery; and arthritis.

10. A method of preventing hair loss comprising:

providing a topical lotion the lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the topical lotion to the scalp of an individual, thereby stopping hair loss.

11. The method according to claim 10 wherein the hair loss is caused by psoriasis.

12. A method of promoting hair growth comprising:

providing a topical lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the topical lotion to the scalp of an individual, thereby promoting hair growth.

13. A method of relieving headache pain comprising:

providing a topical lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and

applying the lotion topologically to the forehead and neck of the individual, thereby relieving headache pain.

14. A facial cleanser comprising:

a lotion consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

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0.1-0.2% lavender oil,
the sum of these three components being 100%; and
a suitable carrier.

15. A cosmetic composition comprising:

a lotion consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,

the sum of these three components being 100%; and
a suitable carrier.

16. A method of inducing a deeper sleep in an individual comprising:

providing a topical lotion consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,
the sum of these three components being 100%; and
applying the lotion topologically to the soles of the feet of the individual.

17. A laundry additive comprising:

a mixture consisting essentially of:
at least 50% oatstraw extract;
at least 25% glycerine; and
0.1-0.2% lavender oil,

the sum of these three components being 100%; and
a suitable carrier.

18. A hair or body product comprising:

a mixture consisting essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%; and
a suitable carrier.

19. The body or hair product according to claim 18 selected from
the group consisting of: body washes; shaving creams; shaving gels; shaving
lotions; shampoos; conditioners; body lotions; moisturizing lotions; facial and
wrinkle lotions; hand lotions; body creams; hand creams; facial creams; after-
shave lotions; skin cleansing preparations; make-up removers; personal
deodorants; suntan oil preparations; sunscreen preparations; sun block
preparations; lip balms; aromatherapy products; massage gels; foot lotions; facial
masques; pimple/acne preparations; facial and body firmers; pore size reducing
preparations; styling lotions; and styling sprays.

20. A process for preparing a topical lotion comprising:

providing a quantity of oatstraw;

providing heated water;

placing the oatstraw in the heated water;

steeping the oatstraw in the heated water, thereby producing an
oatstraw mixture;

filtering the oatstraw mixture, thereby producing an oatstraw extract;
and

mixing the oatstraw extract with glycerine and lavender oil, thereby
producing a topical lotion.

21. The process according to claim 20 wherein the heated water
is filtered and magnetized water.

22. The process according to claim 21 wherein the topical lotion
consists essentially of:

at least 50% oatstraw extract;

at least 25% glycerine; and

0.1-0.2% lavender oil,

the sum of these three components being 100%.

09762222-020501

Docket No.
82223-202

Declaration and Power of Attorney For Patent Application

English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

Topical Lotion Containing Oatstraw

the specification of which

(check one)

is attached hereto.
 was filed on August 4, 1999 as United States Application No. or PCT International Application Number PCT/CA99/00735
and was amended on _____
(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

<u>60/095,440</u>	<u>USA</u>	<u>05 August 1998</u>	<input checked="" type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

(Application Serial No.) _____ (Filing Date) _____

(Application Serial No.) _____ (Filing Date) _____

(Application Serial No.) _____ (Filing Date) _____

I hereby claim the benefit under 35 U.S.C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.) _____ (Filing Date) _____ (Status) _____
(patented, pending, abandoned)

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

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